99TH CONGRESS
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HOUSE OF REPRESENTATIVES

REPORT
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TRANSFER OF AIRPORT PROPERTY IN ALGONA, IA

SEPTEMBER 12, 1986.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. HOWARD, from the Committee on Public Works and Transportation, submitted the following

REPORT

[To accompany H.R. 4492]

[Including cost estimate of the Congressional Budget Office]

The Committee on Public Works and Transportation, to whom was referred the bill (H.R. 4492) to permit the transfer of certain airport property in Algona, IA, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment strikes out all after the enacting clause of the bill and inserts a new text which appears in italic type in the reported bill.

COMMITTEE COMMENT

The reported bill, H.R. 4492, would release the Algona, Iowa airport from restrictions imposed when the City of Algona received the airport from the Federal government in 1947. Algonal, like many cities around the country, received its airport from the Federal government shortly after World War II. When the city received the land for the airport, the deed required that the city must use the land solely as an airport.

In 1976, Congress passed Public Law 94-243 giving the Secretary of Transportation authority to release Algona, Iowa from the requirement if two conditions were met: (1) The city received fair market value for any land conveyed or leased, and (2) the proceeds from the conveyance were devoted to the development, improvement, operation, or maintenance of a public airport.

H.R. 4492, as amended, would release the City of Algona from these two conditions established by the 1976 Act of the extent necessary to permit the city to convey approximately 10 acres of the

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airport land to the Iowa Air National Guard for construction of an armory. In return, the city would receive the present Guard armory which is off the airport site.

It has been a long-standing general Committee policy that the conditions of requiring receipt of fair market value and devotion of the proceeds to airport purposes should be imposed. This continues to be the Committee's general policy. In this case, however, the Committee, after considering this particular local situation, found that a release from the deed restriction without these conditions is warranted. The transfer will meet local community economic needs and allow the land to be economically and efficiently used for the benefit of Algona's citizens. The Committee concluded that these considerations override the Federal interest in limiting the case of all the airport land solely to airport purposes.

Committee Action and Vote

With respect to clause 2(l)(2)(A) and (B) of Rule XI of the Rules of the House of Representatives, the Committee, with a majority present, favorable reported, by voice vote, H.R. 4492, as amended, on September 10, 1986.

Prior to Committee consideration and vote the Subcommittee on Aviation held a hearing on H.R. 4492 only July 16, 1986, and on July 31, 1986, the Subcommittee considered and reported the bill to the Committee.

Oversight Findings and Recommendations

With respect to clause 2(l)(3)(A) of rule XI of the Rules of the House of Representatives, the Committee reports that no separate hearings were held on the subject matter of the legislation by the Subcommittee on Investigations and Oversight.

With respect to clause 2(l)(3)(D) of rule XI of the Rules of the House of Representatives, the Committee has not received a report from the Committee on Government Operations pertaining to the subject matter.

Congressional Budget Act Requirements

With respect to clause 2(l)(3)(B) of rule XI of the Rules of the House of Representatives, and in compliance with Section 308(a) of the Congressional Budget Act of 1974, the Committee reports that H.R. 4492 does not provide any new budget authority or new or increased tax expenditures.

With respect to clause 2(l)(3)(C) of rule XI of the Rules of the House of Representatives, the Committee has received the following report prepared by the Congressional Budget Office under section 403 of the Congressional Budget Act of 1974.

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U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, September 12, 1986.

Hon. JAMES J. HOWARD,
Chairman, Committee on Public Works and Transportation,
House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has reviewed H.R. 4492, a bill to permit the transfer of certain airport property in Algona, Iowa, as ordered reported by the House Committee on Public Works and Transportation, September 10, 1986. We estimate that no cost to the federal government or to state or local governments would result from enactment of this bill.

H.R. 4492 would permit approximately 10 acres of land to be conveyed by the City of Algona, Iowa to the Iowa National Guard for the construction of a National Guard Armory, without requiring that the city receive fair market value for the transfer of the land or that the proceeds be used for airport purposes. This land is part of a larger parcel originally conveyed by the federal government to the City of Algona in 1947. The city would receive in exchange some land and an old armory located downtown, off the airport site.

If you wish further details on this estimate, we will be pleased to provide them.

With best wishes,

Sincerely,

RUDOLPH G. PENNER, *Director.*

INFLATIONARY IMPACT ANALYSIS

With respect to clause 2(l)(4) of Rule XI of the Rules of the House of Representatives, the Committee reports that there should be no inflationary impact on prices and costs in the operation of the national economy by enactment of H.R. 4492.

COST ESTIMATE OF LEGISLATION

With respect to clause 7(A)(1) of Rule XIII of the Rules of the House of Representatives, the Committee reports that H.R. 4492 authorizes no funding that there should be no costs incurred by enactment of the bill.

With respect to clause 7(A)(2) of rule XIII of the Rules of the House of Representatives, the Committee reports that no cost estimate of H.R. 4492 was submitted to the Committee by a government agency.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existng law made by the bill,

as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets new matter is printed in italic, existing law in which no change is proposed is shown in roman):

ACT OF MARCH 24, 1976

(PUBLIC LAW 94-243)

To authorize the Secretary of Transportation to release restrictions on the use of certain property conveyed to the city of Algona, Iowa, for airport purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding section 16 of the Federal Airport Act (as in effect on March 20, 1947), the Secretary of Transportation is authorized [, subject to the provisions of section 4 of the Act of October 1, 1949 (50 App. U.S.C. 1622c), and the provisons of section 2 of this Act,] to grant releases from any of the terms, conditions, reservations, and restrictions contained in the deed of conveyance dated March 20, 1947, under which the United States conveyed certain property to the city of Algona, Iowa, for airport purposes.

SEC. 2. [Any] *Except as provided in section 3, any* release granted by the Secretary of Transportation under the first section of this Act shall be subject to the following conditions:

(1) The city of Algona, Iowa, shall agree that in conveying any interest in the property which the United States conveyed to the city by deed dated March 20, 1947, the city will receive an amount for such interest which is equal to the fair market value (as determined pursuant to regulations issued by such Secretary).

(2) Any such amount so received by the city shall be used by the city for the development, improvement, operation, or maintenance of a pubic airport.

SEC. 3. The authority of the Secretary of Transportation under the first section of this Act shall be subject to the provisions of section 4 of the Act of October 1, 1949 (50 App. U.S.C. 1622c) and the provisons of section 2 of this Act, except with respect to the conveyance of any interest in real property to the Iowa Air National Guard for the Construction of a National Guard armory.

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